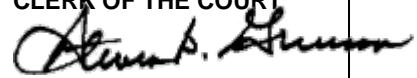


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Steven D. Grierson
CLERK OF THE COURT



1 **COMP**

2 **JACQUELINE R. BRETELL, ESQ.**

3 Nevada Bar No.: 12335

4 **MATTHEW B. BECKSTEAD, ESQ.**

5 Nevada Bar No.: 14168

6 **BIGHORN LAW**

7 716 South Jones Boulevard

8 Las Vegas, Nevada 89107

9 Phone: (702) 333-1111

10 jacqueline@bighornlaw.com

11 matthew@bighornlaw.com

12 *Attorneys for Plaintiff*

CASE NO: A-20-815529-C

Department 16

8 **EIGHTH JUDICIAL DISTRICT COURT**

9 **CLARK COUNTY, NEVADA**

10 TRINA ARELLANO, an individual,

CASE NO:

11 Plaintiff,

DEPT. NO:

12 v.

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14 LVGV, LLC D/B/A THE M RESORT SPA
CASINO,

15 Defendant.

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17 **COMPLAINT**

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COMES NOW the Plaintiff, TRINA ARELLANO, by and through attorneys JACQUELINE R. BRETELL, ESQ. and MATTHEW B. BECKSTEAD, ESQ. of BIGHORN LAW, and brings this complaint against Defendant, and hereby alleges as follows:

I. PARTIES AND JURISDICTION

1. Plaintiff TRINA ARELLANO (hereinafter referred to as “PLAINTIFF”) was, at all times relevant to this action, a resident of California who was visiting Clark County, Nevada;
2. At all times relevant to this action, DEFENDANT LVGV, LLC D/B/A THE M RESORT SPA CASINO (hereinafter referred to as “DEFENDANT M RESORT SPA CASINO”) is a Nevada limited-liability company that is doing business in Clark County, Nevada;
3. The facts and circumstances that form the basis of this complaint occurred in Clark County, Nevada;

II. FACTUAL ALLEGATIONS

4. That on May 28, 2018, DEFENDANT M RESORT SPA CASINO, located at 12300 Las Vegas Blvd S, Henderson, NV 89044 (“Premises”), by its authorized agents, servants, and/or employees, acting within the course and scope of their agency or employment, respectively, did negligently and/or carelessly own, maintain, operate, occupy, and control the Premises;
5. The negligent conduct described in Paragraph 4 did cause and/or allow the rug or carpet that was on the floor inside DEFENDANT M RESORT SPA CASINO’s Premises to be a trip hazard that ultimately caused PLAINTIFF to trip and fall;
6. On May 29, 2018, PLAINTIFF completed a *Guest Accident Report* on DEFENDANT M RESORT SPA CASINO’s form (“Report”), a redacted copy of which is attached hereto as **Exhibit 1**;
7. The unredacted factual allegations contained in the Report are incorporated as fully set forth herein;

III. FIRST CAUSE OF ACTION

(Negligence)

8. PLAINTIFF hereby incorporates each and every foregoing paragraph as if fully set forth

1. Damages for PLAINTIFF, in an amount in excess of \$15,000.00;
2. Costs of this suit;
3. Attorney fees; and

1 4. For such other and further relief in PLAINTIFF's favor as the Court may seem just
2 and proper upon the premises.

3 DATED this 26th day of May, 2020

4
5 **BIGHORN LAW**

6 /s/ Matthew B. Beckstead

7 **JACQUELINE R. BRETELL, ESQ.**

Nevada Bar No.: 12335

8 **MATTHEW B. BECKSTEAD, ESQ.**

Nevada Bar No.: 14168

9 716 S. Jones Blvd.

10 Las Vegas, Nevada 89107

11 Attorneys for Plaintiff

EXHIBIT 1

GUEST ACCIDENT REPORT

Assigned Dr #

Occurred: Date: 5/29/18 Time: 23:23

RESORT * SPA * CASINO

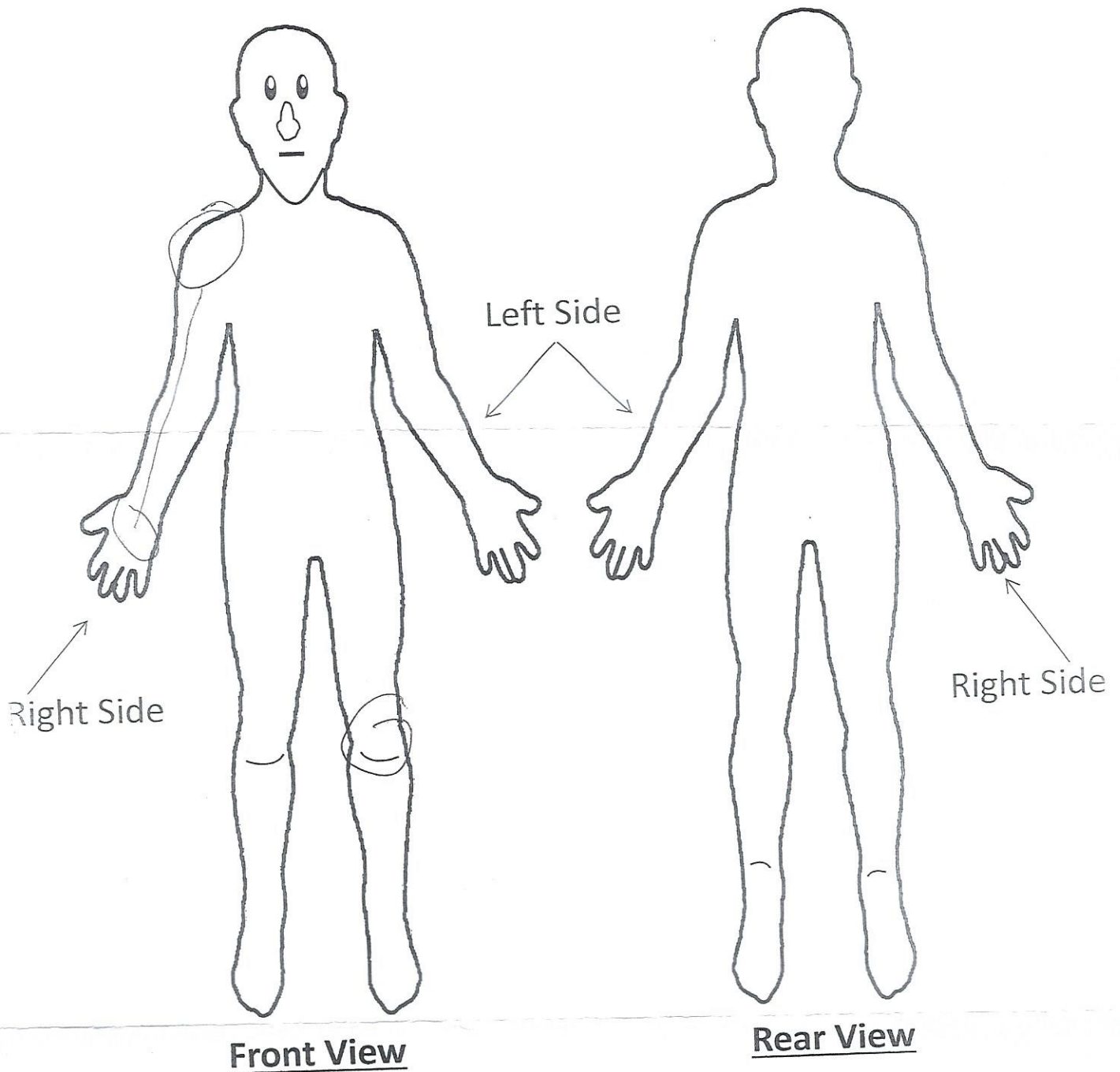
2018000316RESORT * SPA * CASINO
LAS VEGAS

Guest Information

Name: Arellano, Triana K.Address: [REDACTED] First [REDACTED] City: [REDACTED] State: [REDACTED] Zip: [REDACTED]Phone: [REDACTED] DOB: [REDACTED]EMAIL: [REDACTED]Employer: [REDACTED] Occupation: [REDACTED]Are you a guest in out hotel? ☒ YES ☐ NO If YES, Room # 6-124If NO, are you a guest at a local hotel or other address? YES ☐ NO ☐ Hotel: [REDACTED]Room # [REDACTED]Address: [REDACTED]City: [REDACTED] State: [REDACTED] Zip: [REDACTED]

Occurrence Information

Exactly where did this incident occur? hallway leading to hotel elevatorState, in your own words, what you were doing and what happened: My husband and I were walking through the hallway as I was walking off the carpet the metal border was up higher and it caught my right sandal. I fell hard on my left knee and right palm of my hand. I took Motrin hoping it will be better the next day, it was worse.Were you injured?: YES ☒ NO ☐ If "YES", Please describe your injury?: bruised and swollen knee, right palm is swollen, pain in hand up to right shoulder. Can not lift arm above shoulders.Name & Addresses of any witnesses: Gustavo Arellano, [REDACTED]Do you require medical attention beyond basic First Aid?: YES ☐ NO ☒ (To be initialed by guest)Whom may we contact in case of an emergency? Name: Gustavo ArellanoAddress: Same City: [REDACTED] State: [REDACTED] Zip: [REDACTED]Phone: [REDACTED]Signature of Guest: [Signature] Date Signed: 5/29/18



Front View

Rear View

Pain level from 0 (*no pain*) to 10 (*extreme pain*)

Pain level: 0 1 2 3 4 5 6 7 8 9 10 (circle one)

Injury Type: Redness - Swelling - Bruise - Scratch - Cut - Other (Circle applicable)

Trina Arellano
Printed Name

[Signature]
Signature

5/29/18
Date